
UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF TEXAS

ERNEST MICHAEL MILLER,

Plaintiff,

versus

KEITH MERRITT,

Defendant.

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CIVIL ACTION NO. 1:18-CV-319

**MEMORANDUM ORDER ADOPTING
THE MAGISTRATE JUDGE'S REPORT AND RECOMMENDATION**

Plaintiff Ernest Michael Miller, proceeding *pro se*, filed this civil rights lawsuit. The court referred this matter to the Honorable Zack Hawthorn, United States Magistrate Judge, for consideration pursuant to applicable laws and orders of this court. The magistrate judge has submitted a Report and Recommendation of United States Magistrate Judge recommending dismissing this lawsuit without prejudice pursuant to Federal Rule of Civil Procedure 41(b).

The court has received the Report and Recommendation of United States Magistrate Judge, along with the record in this matter. No objections were filed to the Report and Recommendation.

ORDER

Accordingly, the findings of fact and conclusions set forth in the Report are correct and the Report of the magistrate judge is **ADOPTED**. An appropriate final judgment will be entered.

SIGNED at Beaumont, Texas, this 3rd day of March, 2020.



MARCIA A. CRONE
UNITED STATES DISTRICT JUDGE